

Lampson	Owens	Skeen
Lantos	Oxley	Skelton
Latham	Packard	Slaughter
LaTourette	Pallone	Smith (MI)
Lazio	Pappas	Smith (NJ)
Lee	Pascrell	Smith (OR)
Levin	Paul	Smith (TX)
Lewis (CA)	Paxon	Smith, Adam
Lewis (KY)	Payne	Smith, Linda
Linder	Pease	Snowbarger
Lipinski	Pelosi	Snyder
Livingston	Peterson (MN)	Solomon
LoBiondo	Peterson (PA)	Spence
Lowe	Petri	Spratt
Lucas	Pickering	Stabenow
Luther	Pickett	Stokes
Maloney (CT)	Pitts	Strickland
Manton	Pombo	Stupak
Markey	Pomeroy	Sununu
Martinez	Poshard	Talent
Mascara	Price (NC)	Tanner
Matsui	Pryce (OH)	Tauscher
McCarthy (MO)	Radanovich	Tauzin
McCarthy (NY)	Rahall	Taylor (MS)
McDermott	Ramstad	Thomas
McGovern	Redmond	Thompson
McHale	Regula	Thune
McHugh	Reyes	Thurman
McInnis	Riggs	Tiahrt
McIntosh	Riley	Tierney
McIntyre	Rivers	Trafigant
McKeon	Rodriguez	Turner
McKinney	Roemer	Upton
McNulty	Rogan	Velazquez
Menendez	Rogers	Visclosky
Metcalfe	Ros-Lehtinen	Walsh
Mica	Rothman	Wamp
Millender-	Roukema	Watkins
McDonald	Roybal-Allard	Watt (NC)
Miller (CA)	Rush	Watts (OK)
Mink	Ryun	Weldon (FL)
Moakley	Sabo	Weldon (PA)
Mollohan	Sanchez	Weller
Moran (KS)	Sanders	Weygand
Murtha	Sandlin	White
Nadler	Saxton	Whitfield
Neal	Schaefer, Dan	Wise
Northup	Scott	Woolsey
Norwood	Serrano	Wynn
Nussle	Shaw	Young (AK)
Oberstar	Sherman	Young (FL)
Oliver	Shimkus	
Ortiz	Shuster	

ANSWERED "PRESENT"—1

Lofgren

NOT VOTING—23

Bateman	McCrery	Stark
Berman	McDade	Taylor (NC)
Deutsch	Meeks (NY)	Torres
Foley	Moran (VA)	Towns
Gonzalez	Ney	Waxman
Harman	Parker	Wicker
Johnson, Sam	Quinn	Yates
Manzullo	Skaggs	

So the motion to instruct the managers on the part of the House was not agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶49.32 UNFINISHED BUSINESS—MOTION TO INSTRUCT CONFEREES - H.R. 2400

The SPEAKER pro tempore, Mr. HANSEN, announced the unfinished business to be the vote on agreeing to the motion of Mr. MINGE to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the bill (H.R. 2400) to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes, to ensure that spending for highways and transit programs authorized in the conference agreement on the bill (H.R. 2400) is fully paid for using estimates of the Congressional Budget Office, to reject the use of estimates from any

other source, to reject any method of budgeting that departs from the budget enforcement principles currently in effect, or the use of the budget surplus to pay for spending on highways or transit programs.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. HANSEN, announced that the nays had it.

Mr. MINGE demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

It was decided in the	Yeas	156
negative	Nays	251
	Answered present	2

¶49.33 [Roll No. 185]

AYES—156

Andrews	Fox	Nethercutt
Archer	Gephardt	Neumann
Baker	Goodlatte	Norwood
Ballenger	Goss	Nussle
Barr	Graham	Obey
Barrett (NE)	Hall (TX)	Paul
Barrett (WI)	Hastings (WA)	Pickett
Bartlett	Hayworth	Pomeroy
Barton	Hefner	Porter
Bentsen	Herger	Portman
Bilbray	Hill	Poshard
Boyd	Hilleary	Price (NC)
Brady (TX)	Hobson	Pryce (OH)
Brown (OH)	Hoekstra	Radanovich
Burr	Hooley	Rivers
Campbell	Hoyer	Roemer
Canady	Hulshof	Rogan
Cannon	Hunter	Rohrabacher
Cardin	Hutchinson	Royce
Carson	Inglis	Salmon
Castle	Johnson (CT)	Sanchez
Chabot	Jones	Sanford
Chenoweth	Kasich	Sawyer
Christensen	Kennedy (RI)	Scarborough
Clayton	Kennelly	Schaffer, Bob
Coble	Kind (WI)	Schumer
Coburn	Kingston	Scott
Combest	Klecza	Sensenbrenner
Condit	Klug	Sessions
Costello	LaFalce	Shadegg
Cox	Lantos	Shays
Crane	Largent	Sherman
Crapo	LaTourette	Smith (MI)
Cubin	Leach	Smith, Adam
Cunningham	Levin	Snyder
Davis (FL)	Lewis (GA)	Souder
Davis (VA)	Lofgren	Spratt
Deal	Lucas	Stearns
DeGette	Luther	Stenholm
Doggett	Maloney (NY)	Stump
Dooley	McCarthy (MO)	Sununu
Dreier	McCollum	Tanner
Edwards	McDermott	Taylor (MS)
Ehrlich	McIntosh	Thornberry
Emerson	McIntyre	Thurman
Ensign	McKinney	Turner
Eshoo	Meehan	Wamp
Etheridge	Mica	Watkins
Evans	Miller (FL)	Watts (OK)
Everett	Minge	Wexler
Farr	Morella	Weygand
Fazio	Myrick	Wolf

NOES—251

Abercrombie	Blumenauer	Callahan
Ackerman	Blunt	Calvert
Aderholt	Boehrlert	Camp
Allen	Boehner	Capps
Armey	Bonilla	Chambliss
Bachus	Bonior	Clay
Baessler	Bono	Clement
Baldacci	Borski	Clyburn
Barcia	Boswell	Collins
Bass	Boucher	Conyers
Becerra	Brady (PA)	Cook
Bereuter	Brown (CA)	Cooksey
Berry	Brown (FL)	Coyne
Bilirakis	Bryant	Cramer
Bishop	Bunning	Cummings
Blagojevich	Burton	Danner
Bliley	Buyer	Davis (IL)

DeFazio	Kanjorski	Pitts
Delahunt	Kaptur	Pombo
DeLauro	Kelly	Rahall
DeLay	Kennedy (MA)	Ramstad
Diaz-Balart	Kildee	Rangel
Dickey	Kilpatrick	Redmond
Dicks	Kim	Regula
Dingell	King (NY)	Reyes
Dixon	Klink	Riggs
Doolittle	Knollenberg	Riley
Doyle	Kolbe	Rodriguez
Duncan	Kucinich	Rogers
Dunn	LaHood	Ros-Lehtinen
Ehlers	Lampson	Rothman
Engel	Latham	Roukema
English	Lazio	Roybal-Allard
Ewing	Lee	Rush
Fattah	Lewis (CA)	Ryun
Fawell	Lewis (KY)	Sanders
Filner	Linder	Sandlin
Forbes	Lipinski	Saxton
Ford	Livingston	Schaefer, Dan
Fossella	LoBiondo	Serrano
Fowler	Lowe	Shaw
Frank (MA)	Maloney (CT)	Shimkus
Franks (NJ)	Manton	Shuster
Frelinghuysen	Markey	Sisisky
Frost	Martinez	Skeen
Furse	Mascara	Skelton
Galleghy	Matsui	Slaughter
Ganske	McCarthy (NY)	Smith (NJ)
Gedensson	McGovern	Smith (OR)
Gekas	McHale	Smith (TX)
Gibbons	McHugh	Smith, Linda
Gilchrist	McInnis	Snowbarger
Gillmor	McKeon	Solomon
Gilman	McNulty	Spence
Goode	Meek (FL)	Stabenow
Goodling	Menendez	Stokes
Gordon	Metcalfe	Strickland
Granger	Millender-	Stupak
Green	McDonald	Talent
Greenwood	Miller (CA)	Tauscher
Gutierrez	Mink	Tauzin
Gutknecht	Moakley	Thomas
Hall (OH)	Mollohan	Thompson
Hamilton	Moran (KS)	Thune
Hansen	Murtha	Tiahrt
Hastert	Nadler	Tierney
Hastings (FL)	Neal	Trafigant
Hefley	Northup	Upton
Hilliard	Oberstar	Velazquez
Hinchey	Oliver	Vento
Hinojosa	Ortiz	Visclosky
Holden	Owens	Walsh
Horn	Oxley	Waters
Hostettler	Packard	Watt (NC)
Houghton	Pallone	Weldon (FL)
Hyde	Pappas	Weldon (PA)
Istook	Pascrell	Weller
Jackson (IL)	Pastor	White
Jackson-Lee	Paxon	Wise
(TX)	Payne	Woolsey
Jefferson	Pease	Wynn
Jenkins	Pelosi	Young (AK)
John	Peterson (PA)	Young (FL)
Johnson (WI)	Petri	
Johnson, E.B.	Pickering	

ANSWERED "PRESENT"—2

Peterson (MN) Sabo

NOT VOTING—24

Bateman	McCrery	Stark
Berman	McDade	Taylor (NC)
Deutsch	Meeks (NY)	Torres
Foley	Moran (VA)	Towns
Gonzalez	Ney	Waxman
Harman	Parker	Whitfield
Johnson, Sam	Quinn	Wicker
Manzullo	Skaggs	Yates

So the motion to instruct the managers on the part of the House was not agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶49.34 PROVIDING FOR THE

CONSIDERATION OF H.J. RES. 119 AND H.R. 2183

Mr. LINDER, by direction of the Committee on Rules, called up the following resolution (H. Res. 442):

Resolved, That at any time after adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the joint resolution (H.J. Res. 119) proposing an amendment to the Constitution of the United States to limit campaign spending. The first reading of the joint resolution shall be dispensed with. General debate shall be confined to the joint resolution and shall not exceed one hour equally divided and controlled by Representative DeLay of Texas or his designee and a Member in favor of the joint resolution. After general debate the joint resolution shall be considered for amendment under the five-minute rule. The joint resolution shall be considered as read. During consideration of the joint resolution for amendment, the Chairman of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. The chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. At the conclusion of consideration of the joint resolution for amendment the Committee shall rise and report the joint resolution to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the joint resolution and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. At any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2183) to amend the Federal Election Campaign Act of 1971 to reform the financing of campaigns for elections for Federal office, and for other purposes. The first reading of the bill shall be dispensed with. General debate shall be confined to the bill and the amendments made in order by this resolution and shall not exceed two hours equally divided and controlled by the chairman and ranking minority member of the Committee on House Oversight. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. Before consideration of any other amendment it shall be in order to consider the amendments in the nature of a substitute specified in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order specified, may be offered only by the Member who caused it to be printed in the Congressional Record or his designee, shall be considered as read, and shall not be subject to a substitute amendment or to a perfecting amendment carrying a tax or tariff measure. During consideration of the bill in the Committee of the Whole, all points of order against each amendment in the nature of a substitute specified in the report are waived. Consideration of each amendment in the nature of a substitute specified in the report shall begin with an additional period of general debate, which shall be confined to the subject of the amendment and shall not exceed one hour equally divided and controlled by the Mem-

ber who caused the amendment to be printed in the Congressional Record or his designee and an opponent. During consideration of amendments to an amendment in the nature of a substitute, or of other amendments to the bill, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. If more than one amendment in the nature of a substitute is adopted, then only the one receiving the greater number of affirmative votes shall be considered as finally adopted and reported to the House. In the case of a tie for the greater number of affirmative votes, then only the last amendment to receive that number of affirmative votes shall be considered as finally adopted and reported to the House. The chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that allows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment to the bill reported from the Committee of the Whole or to an amendment in the nature of a substitute finally adopted and reported to the House. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. LINDER moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. HANSEN, announced that the yeas had it.

Mr. FROST objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 208
Nays 190

¶49.35

[Roll No. 186]

YEAS—208

Aderholt	Bonilla	Collins
Archer	Bono	Combest
Armey	Brady (TX)	Cook
Bachus	Bryant	Cooksey
Baker	Bunning	Cox
Ballenger	Buyer	Crane
Barr	Callahan	Crapo
Barrett (NE)	Calvert	Cubin
Bartlett	Camp	Cunningham
Barton	Campbell	Davis (VA)
Bass	Cannon	Deal
Bereuter	Castle	DeLay
Bilbray	Chabot	Diaz-Balart
Bilirakis	Chambliss	Dickey
Bliley	Chenoweth	Doolittle
Blunt	Christensen	Dreier
Boehkert	Coble	Duncan

Dunn	Kim	Rogan
Ehlers	King (NY)	Rogers
Ehrlich	Kingston	Rohrabacher
Emerson	Klug	Ros-Lehtinen
English	Knollenberg	Roukema
Ensign	Kolbe	Royce
Everett	LaHood	Ryun
Ewing	Largent	Salmon
Fawell	Latham	Sanford
Forbes	LaTourette	Saxton
Fossella	Lazio	Schaefer, Dan
Fowler	Leach	Schaffer, Bob
Fox	Lewis (CA)	Sensenbrenner
Franks (NJ)	Lewis (KY)	Sessions
Frelinghuysen	Linder	Shadeegg
Gallegly	Livingston	Shays
Ganske	LoBiondo	Shimkus
Gekas	Lucas	Shuster
Gibbons	McCollum	Skeen
Gilchrest	McHugh	Smith (MI)
Gillmor	McInnis	Smith (NJ)
Gilman	McIntosh	Smith (OR)
Goode	McKeon	Smith (TX)
Goodlatte	Metcalfe	Smith, Linda
Goodling	Mica	Snowbarger
Goss	Miller (FL)	Solomon
Graham	Moran (KS)	Souder
Granger	Morella	Spence
Greenwood	Myrick	Stearns
Gutknecht	Nethercutt	Stump
Hall (TX)	Neumann	Sununu
Hansen	Ney	Talent
Hastert	Northup	Tauzin
Hastings (WA)	Norwood	Thomas
Hayworth	Nussle	Thornberry
Hill	Packard	Thune
Hilleary	Pappas	Tiahrt
Hobson	Paxon	Trafigant
Hoekstra	Pease	Upton
Horn	Peterson (PA)	Walsh
Hostettler	Petri	Wamp
Houghton	Pickering	Watkins
Hulshof	Pitts	Watts (OK)
Hunter	Pombo	Weldon (FL)
Hutchinson	Porter	Weldon (PA)
Hyde	Portman	Weller
Inglis	Pryce (OH)	White
Istook	Radanovich	Whitfield
Jenkins	Ramstad	Wolf
Johnson (CT)	Redmond	Young (AK)
Jones	Regula	Young (FL)
Kasich	Riggs	
Kelly	Riley	

NAYS—190

Abercrombie	Dooley	Klecicka
Ackerman	Doyle	Klink
Allen	Edwards	Kucinich
Andrews	Engel	LaFalce
Baessler	Eshoo	Lampson
Baldacci	Etheridge	Lantos
Barcia	Evans	Lee
Barrett (WI)	Farr	Levin
Becerra	Fattah	Lewis (GA)
Bentsen	Fazio	Lipinski
Berry	Filner	Lofgren
Bishop	Ford	Lowe
Blagojevich	Frank (MA)	Luther
Blumenauer	Frost	Maloney (CT)
Bonior	Furse	Maloney (NY)
Borski	Gedjenson	Manton
Boswell	Gephardt	Markey
Boucher	Gordon	Mascara
Boyd	Green	Matsui
Brady (PA)	Gutierrez	McCarthy (MO)
Brown (CA)	Hall (OH)	McCarthy (NY)
Brown (FL)	Hamilton	McDermott
Brown (OH)	Hastings (FL)	McGovern
Capps	Hefner	McHale
Cardin	Hilliard	McIntyre
Carson	Hinchey	McKinney
Clay	Hinojosa	McNulty
Clayton	Holden	Meehan
Clyburn	Hooley	Meek (FL)
Condit	Hoyer	Menendez
Conyers	Jackson (IL)	Millerder
Costello	Jackson-Lee	McDonald
Coyne	(TX)	Miller (CA)
Cramer	Jefferson	Minge
Cummings	John	Mink
Danner	Johnson (WI)	Moakley
Davis (FL)	Johnson, E. B.	Mollohan
Davis (IL)	Kanjorski	Moran (VA)
DeGette	Kaptur	Murtha
Delahunt	Kennedy (MA)	Nadler
DeLauro	Kennedy (RI)	Neal
Dicks	Kennelly	Oberstar
Dingell	Kildee	Obey
Dixon	Kilpatrick	Oliver
Doggett	Kind (WI)	Ortiz